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A3

(54) Title: COMPOSITIONS AND METHODS RELATING TO LUNG SPECIFIC GENES AND PROTEINS

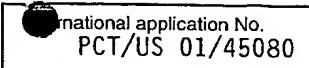
(57) Abstract: The present invention relates to newly identified nucleic acids and polypeptides present in normal and neoplastic lung cells, including fragments, variants and derivatives of the nucleic acids and polypeptides. The present invention also relates to antibodies to the polypeptides of the invention, as well as agonists and antagonists of the polypeptides of the invention. The invention also relates to compositions comprising the nucleic acids, polypeptides, antibodies, variants, derivatives, agonists and antagonists of the invention and methods for the use of these compositions. These uses include identifying, diagnosing, monitoring, staging, imaging and treating lung cancer and non-cancerous disease states in lung, identifying lung tissue, monitoring and identifying and/or designing agonists of polypeptides of the invention. The uses also include gene therapy, production of transgenic animals and cells, and production of engineered lung tissue for treatment and research.

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A. CLASSIFICATION OF SUBJECT MATTER IPC 7 C12N15/12 C07K IPC 7 C07K14/47 C12Q1/68 C12N5/10CO7K16/18 G01N33/53 According to International Patent Classification (IPC) or to both national classification and IPC B. FIELDS SEARCHED Minimum documentation searched (classification system followed by classification symbols) IPC 7 CO7K Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practical, search terms used) EPO-Internal, WPI Data, BIOSIS, CHEM ABS Data C. DOCUMENTS CONSIDERED TO BE RELEVANT Category ° Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No. WO OO 08206 A (MACINA ROBERTO A ; SUN 1 - 17YONGMING (CN); YANG FEI (CN); RECIPON HERVE) 17 February 2000 (2000-02-17) see pages 16-27, examples of quantitative gene expresion of LSG, claims 1-7 WO 96 02552 A (BOLLON ARTHUR P ; CYTOCLONAL 1 - 17PHARMACEUTICS INC (US); TORCZYNSKI RIC) 1 February 1996 (1996-02-01) the whole document WO 99 40190 A (SHIMADA YOSHIKAZU ; NAGATA 1 - 17MASAMI (JP); OZAKI KOUICHI (JP); HORIE M) 12 August 1999 (1999-08-12) claims 1-23 and translated description in the derived EP1074621 application. Further documents are listed in the continuation of box C. Patent family members are listed in annex. Special categories of cited documents: "T" later document published after the international filing date or priority date and not in conflict with the application but "A" document defining the general state of the art which is not considered to be of particular relevance cited to understand the principle or theory underlying the invention "E" earlier document but published on or after the international "X" document of particular relevance; the claimed invention filling date cannot be considered novel or cannot be considered to "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another involve an inventive step when the document is taken alone document of particular relevance; the claimed invention citation or other special reason (as specified) cannot be considered to involve an inventive step when the "O" document referring to an oral disclosure, use, exhibition or document is combined with one or more other such docuother means ments, such combination being obvious to a person skilled document published prior to the international filing date but later than the priority date claimed in the art. "&" document member of the same patent family Date of the actual completion of the international search Date of mailing of the international search report 0 4. 07, 03 6 March 2003 Name and mailing address of the ISA Authorized officer European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Vix, 0 Fax: (+31-70) 340-3016

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PCT/US 01/45080

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT				
Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.			
OZAKI K ET AL: "ISOLATION AND CHARACTERIZATION OF A NOVEL HUMAN LUNG-SPECIFIC GENE HOMOLOGOUS TO LYSOSOMAL MEMBRANE GLYCOPROTEINS 1 AND 2: SIGNIFICANTLY INCREASED EXPRESION IN CANCERS OF VARIOUS TISSUES" CANCER RESEARCH, AMERICAN ASSOCIATION FOR CANCER RESEARCH, BALTIMORE, MD, US, vol. 58, 15 August 1998 (1998-08-15), pages 3499-3503, XP002929103 ISSN: 0008-5472 the whole document	1-17			
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_	OZAKI K ET AL: "ISOLATION AND CHARACTERIZATION OF A NOVEL HUMAN LUNG-SPECIFIC GENE HOMOLOGOUS TO LYSOSOMAL MEMBRANE GLYCOPROTEINS 1 AND 2: SIGNIFICANTLY INCREASED EXPRESION IN CANCERS OF VARIOUS TISSUES" CANCER RESEARCH, AMERICAN ASSOCIATION FOR CANCER RESEARCH, BALTIMORE, MD, US, vol. 58, 15 August 1998 (1998–08–15), pages 3499–3503, XP002929103 ISSN: 0008–5472 the whole document			



Box I	Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)			
This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:				
	Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:			
	Although claim 16 is directed to a method of treatment of the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.			
	Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:			
	Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).			
Box II	Observations where unity of invention is lacking (Continuation of item 2 of first sheet)			
This Inter	national Searching Authority found multiple inventions in this international application, as follows:			
	see additional sheet			
1.	As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.			
2.	As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.			
з	As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were pald, specifically claims Nos.:			
	No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: $1-17 \; (all partially)$			
Remark o	The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees.			

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

Invention 1: claims 1-17 (all partially)

An isolated nucleic acid molecule comprising the nucleic acid of SEQ ID N 1, and its encoded amino acid sequence of SEQ ID N 116.

Inventions 2-115: claims 1-17 (all partially)

An isolated nucleic acid molecule comprising the nucleic acid of SEQ ID N 2 to 115, and their encoded amino acid sequence of SEQ ID N 117-208.

information on patent family members

Interpional Application No PCT/US 01/45080

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
WO 0008206 A	17-02-2000	CA 2347656 A1 EP 1104486 A1 JP 2002522046 T WO 0008206 A1	17-02-2000 06-06-2001 23-07-2002 17-02-2000
WO 9602552 A	01-02-1996	US 5589579 A AU 700915 B2 AU 3359295 A BR 9508417 A CA 2195403 A1 EP 0804451 A1 JP 10503087 T WO 9602552 A1 US 5773579 A	31-12-1996 14-01-1999 16-02-1996 18-11-1997 01-02-1996 05-11-1997 24-03-1998 01-02-1996 30-06-1998
WO 9940190 A	12-08-1999	CA 2319668 A1 CN 1289366 T EP 1074621 A1 WO 9940190 A1 US 2002151025 A1 US 6403785 B1	12-08-1999 28-03-2001 07-02-2001 12-08-1999 17-10-2002 11-06-2002